

**APPLICATION FOR NINTH CIRCUIT APPELLATE PANEL  
SOUTHERN DISTRICT OF CALIFORNIA  
2013-2014**

**INSTRUCTIONS**

Applications to the CJA Appellate Panel for the Southern District of California are accepted annually from October 1 to November 1. Your application and supporting documents should be e-mailed in .pdf form to [efile\\_stormes@casd.uscourts.gov](mailto:efile_stormes@casd.uscourts.gov) and [steven\\_hubachek@fd.org](mailto:steven_hubachek@fd.org). Please include with your application:

1. One writing sample, preferably a Ninth Circuit appeal, which demonstrates your legal writing skill. **The writing sample must be your own work.**
2. A list of three references who know about your appellate experience, commitment to indigent defense, legal research and writing, written and oral advocacy skills, and time-management skills.
3. A completed application form (attached).
4. A signed Professional Experience Inquiry Authorization and Waiver Form (attached).
5. A signed Acknowledgment Form (attached).

Panel members receive appointments under 18 U.S.C. § 3006A to handle direct criminal appeals and civil appeals from denial of relief under 28 U.S.C. §§ 2254 and 2255 in cases arising out of the Southern District and elsewhere in the Ninth Circuit. Applicants should have significant federal criminal appellate experience or other transferable experience and a commitment to the representation of indigent defendants and petitioners. Excellent time management skills are essential.

The number and types of appointments can vary from year to year. Panel members should expect to receive 2-4 appointments every year. Unless you have made a previous request to be removed from the rotation, you are expected to accept the appointment and not move to be relieved for a reason other than a conflict of interest. Frequent motions to be relieved are a basis for removal from the panel.

Applicants must be members in good standing of the State Bar of California and must be able to travel to any of the district courts or Circuit courts when required. Preference is given to applicants practicing in the Southern District. Members serve at the pleasure of the Ninth Circuit, as delegated to the Adminstrating Judge of this District Court. Further details regarding membership and removal are included in the enclosed information package.

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**A. CONTACT INFORMATION**

"  
Name  
"  
Address 1  
" " " " " "  
Address 2  
" " " " " "  
State Zip " Email "  
" " " " "  
Office Phone Cell Phone Fax Number

**B. TYPES OF APPEALS**

Check the types of appeals you wish to handle.

Trial-2 Days or Less: "	Trial-3 Days or More:
Sentencing: "	Conditional Pleas:
Habeas Petitions: "	Death Penalty:

**C. BAR ADMISSIONS**

(1) List the states in which you are licensed to practice:

State	Date of Admission	Bar Number
State	Date of Admission	Bar Number
State	Date of Admission	Bar Number

(2) Date of admission to the Ninth Circuit Court of Appeals:

**D. DISCIPLINARY HISTORY**

(1) During the past five years have you received an Order to Show Cause from any court? If so, please list and explain. You may answer here or attach a separate page.

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- (2) Have you ever been removed from eligibility to receive appointments by any court? If so, please list dates and case numbers, and explain. You may answer here or attach a separate page.
- (3) Have you ever been disciplined by a State Bar or other disciplinary committee? If so, please list the State Bar, date and explain. You may answer here or attach a separate page.

**E. RELEVANT EXPERIENCE**

- (1) Number of years you have practiced in the following areas:
- |                    |                   |
|--------------------|-------------------|
| Federal Appeals:   | State Appeals:    |
| Criminal Practice: | Habeas Petitions: |
| Immigration:       | Death Penalty:    |
- (2) Number of appeals and habeas petitions filed in the last three years:
- |                              |                          |
|------------------------------|--------------------------|
| Federal Criminal Appeals:    | State Criminal Appeals : |
| Federal Habeas Petitions:    | State Habeas Petitions:  |
| Federal Civil Appeals:       | State Civil Appeals:     |
| Immigration Pet. for Review: | Death Penalty:           |

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- (3) Briefly summarize your experience, including subject matter of work, frequency of trials, frequency of appeals, and any significant experience or interest in a certain subject matter (e.g. alien smuggling, drugs, child porn, habeas, etc.), or any limitations. You may also attach a resume to fulfill this requirement.

- (4) Please list up to five cases in which you were counsel of record through an entire Ninth Circuit criminal or habeas appeal, including briefing and oral argument. Please list the case name and number, name of opposing counsel, disposition and significance. You may substitute cases from other jurisdictions, if necessary. If you have not completely handled five appellate matters in any court, please explain your relevant qualifications and experiences and how those will be transferable to Ninth Circuit appellate practice. You may answer on a separate page.

- |    |             |              |                  |
|----|-------------|--------------|------------------|
| 1. | "           | "            | "                |
|    | Case Name   | Case Number  | Opposing Counsel |
|    | "           | "            |                  |
|    | Disposition | Significance |                  |
| 2. | "           |              |                  |
|    | Case Name   | Case Number  | Opposing Counsel |
|    | "           |              |                  |
|    | Disposition | Significance |                  |
| 3. | "           |              |                  |
|    | Case Name   | Case Number  | Opposing Counsel |
|    | "           |              |                  |
|    | Disposition | Significance |                  |
| 4. | "           |              |                  |
|    | Case Name   | Case Number  | Opposing Counsel |
|    |             |              |                  |
|    | Disposition | Significance |                  |
| 5. |             |              |                  |
|    | Case Name   | Case Number  | Opposing Counsel |
|    |             |              |                  |
|    | Disposition | Significance |                  |

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## **F. CJA EXPERIENCE**

Have you ever served on a CJA panel before?                      Yes                      No  
If yes, state the court, type of panel (trial, material witness or appellate), and dates.

Court	Type of Panel	Dates
Court	Type of Panel	Dates
Court	Type of Panel	Dates
Court	Type of Panel	Dates
Court	Type of Panel	Dates

## **G. EDUCATION AND TRAINING**

(1)

Law School	Graduation Date
------------	-----------------

(2) Training. Please list all appellate seminars or other training programs you have attended within the last three years.

Date	Subject	Sponsor
Date	Subject	Sponsor
Date	Subject	Sponsor
Date	Subject	Sponsor
Date	Subject	Sponsor
Date	Subject	Sponsor
Date	Subject	Sponsor

## **H. LANGUAGES**

Please indicate any foreign language proficiency.

1.	"	
	Language	Level
2.	"	
	Language	Level

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**I. REFERENCES**

Please list three references who know about your appellate experience, commitment to indigent defense, legal research and writing, written and oral advocacy skills, and time-management skills. You may submit up to two letters of reference from people familiar with your work.

- |    |              |              |
|----|--------------|--------------|
| 1. | Name         | Address      |
|    | Phone Number | Relationship |
| 2. | Name         | Address      |
|    | Phone Number | Relationship |
| 3. | Name         | Address      |
|    | Phone Number | Relationship |

**J. WRITING SAMPLE**

Please attach a recent writing sample, preferably a Ninth Circuit appeal, which demonstrates your legal writing skills. **The writing sample must be your own work.**

**K. CERTIFICATION**

I certify that the above information is true and correct. I also understand and agree to abide by the rules for the CJA appellate voucher preparation, available on the court's website, under "Attorney Assistance," "Criminal Justice Act."

"

Printed Name

\_\_\_\_\_  
Signature

"

Date

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**PROFESSIONAL EXPERIENCE INQUIRY  
AUTHORIZATION AND WAIVER FORM**

I hereby authorize the administrators of the disciplinary and inquiry bodies of any court, bar or other association to disclose to the Criminal Justice Act Appellate Panel Administration for the Southern District of California all information contained in the files of such bodies concerning my present professional status, all complaints which have been made against me, and their disposition. I expressly waive whatever right I may have to confidentiality of the foregoing information.

I also hereby authorize the custodian of any records or information related to my application for the Criminal Justice Act Appellate Panel for the Southern District of California to permit the examination or receipt of such records and/or information by anyone designated by the Criminal Justice Act Appellate Panel Administration for the Southern District.

"

Printed Name

"

Social Security Number

\_\_\_\_\_  
Signature

"

Date

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**ACKNOWLEDGMENT FORM**

I understand that attorneys are selected to serve on the panel at the pleasure of the Court to represent indigent defendants; that this application only provides information for the use of the Administrating Judge, by delegation from the Chief Judge of the Southern District, to select members of the panel and does not create entitlement for participation on the panel or appointment to cases; and that panel attorneys are subject to removal by the Administrating Judge.

I understand and agree that representation of an indigent client upon appointment by the Court is a professional privilege and duty and that even if I am placed on the panel, I have no "right to appointment" to represent any indigent client.

I understand that failure to provide true and correct information in answer to any of the questions on this form will be grounds for denial of panel membership or removal from service on the panel at any time in the future.

I certify that I have read and understand the above and agree to it.

"

Printed Name

\_\_\_\_\_  
Signature

"

Date